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Signed and Filed: February 9, 2023

A handwritten signature in dark ink, reading "Dennis Montali", is written over a horizontal line.

DENNIS MONTALI

U.S. Bankruptcy Judge

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**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

In re:

PG&E CORPORATION,

- and -

PACIFIC GAS AND ELECTRIC COMPANY,

Debtors.

☐ Affects PG&E Corporation

☐ Affects Pacific Gas and Electric Company

☒ Affects both Debtors

** All papers shall be filed in the Lead Case,
No. 19-30088 (DM).*

Case No. 19-30088 (DM)

Chapter 11

(Lead Case)

(Jointly Administered)

**ORDER APPROVING
STIPULATION BY AND AMONG
REORGANIZED DEBTORS AND
SANTIAGO GATTO, ANASTASIA
TKAL, AND THE COUNTY OF
TUOLUMNE**

1 The Court having considered the *Stipulation by and Among Reorganized Debtors and*
2 *Santiago Gatto, Anastasia Tkal, and the County of Tuolumne*, dated February 7, 2023 [Dkt.
3 No. 13498] (the “**Stipulation**”),¹ entered into by PG&E Corporation (“**PG&E Corp.**”) and Pacific
4 Gas and Electric Company (the “**Utility**”), as debtors and reorganized debtors (collectively, the
5 “**Debtors**” and as reorganized pursuant to the Plan, the “**Reorganized Debtors**”) in the above-
6 captioned cases (the “**Chapter 11 Cases**”) and Santiago Gatto (“**Gatto**”), Anastasia Tkal (“**Tkal**”),
7 and the County of Tuolumne (the “**County**,” and together with Gatto and Tkal, the “**Claimants**”);
8 and pursuant to such Stipulation and agreement of the Parties, and good cause appearing,

9 IT IS HEREBY ORDERED THAT:

10 1. The Stipulation is approved.

11 2. Upon the date of the entry of this Order, the Plan Injunction shall be modified, to the
12 extent necessary, solely to permit Claimants to liquidate claims against the Utility asserted in the
13 Proofs of Claim by prosecuting the State Court Action through final judgment and any appeals
14 thereof, but not to permit enforcement of any such judgment, which judgment, if any, shall be
15 recoverable solely as a General Unsecured Claim in accordance with the Plan and through the
16 claims reconciliation process in these Chapter 11 Cases.

17 3. Upon the date of the entry of this Order, the Stipulation shall be deemed an
18 objection by the Reorganized Debtors to each of the Proofs of Claim, and each Proof of Claim
19 shall be considered a Disputed Claim. Each Proof of Claim shall be deemed an Allowed Claim on
20 the earlier of (a) the date on which the Proof of Claim becomes an Allowed Claim pursuant to
21 written agreement between the claimant and the Reorganized Debtors, or (b) sixty (60) days after
22 a Party files notice in the Bankruptcy Court that a judgment liquidating the claim underlying the
23 Proof of Claim has been entered in the State Court Action and all appeals from such judgment
24 have been concluded or the time to appeal has expired, provided that if, as permitted by paragraph
25 4(a) hereof, the Reorganized Debtors further object to the Proof of Claim on any specific grounds

26
27 ¹ Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to
28 them in the Stipulation.

1 not precluded by a final judgment in the State Court Action, the Proof of Claim shall remain
2 Disputed and shall not be Allowed without further Order of the Bankruptcy Court.

3 4. Nothing herein is intended, nor shall it be construed, to be:

4 a. a waiver by the Reorganized Debtors or any other party in interest, of any right to
5 object to any Proof of Claim on any grounds not precluded by a final judgment in
6 the State Court Action, or

7 b. a waiver by Claimants of their rights to oppose any asserted challenge to any
8 Proof of Claim, or

9 c. a waiver by any Party of any claim or defense in the State Court Action.

10 5. The Stipulation shall be binding on the Parties and each of their successors in interest.

11 6. For the avoidance of doubt, the Stipulation shall not apply to any component of the
12 County Proof of Claim that cannot be litigated in the State Court Action.

13 7. The Stipulation shall constitute the entire agreement and understanding of the Parties
14 relating to the subject matter thereof and supersedes all prior agreements and understandings relating
15 to the subject matter hereof.

16 8. This Court shall retain jurisdiction to resolve any disputes or controversies arising
17 from this Order or the Stipulation.

18 APPROVED AS TO FORM AND CONTENT:

19 Dated: February 7, 2023

20 YOUNG WARD & LOTHERT

21 /s/ Scott Ward

22 Scott Ward

23 *Attorneys for Santiago Gatto and Anastasia Tkal*

24 SPINELLI, DONALD AND NOTT

25 /s/ Lynn Garcia

26 Lynn Garcia

27 *Attorney for the County of Tuolumne*

28 *** END OF ORDER ***